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2 UNITED STATES DISTRICT COURT  
3 SOUTHERN DISTRICT OF NEW YORK  
4 Case 1:10-cv-06005-RWS

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6 ADRIAN SCHOOLCRAFT,

7 Plaintiff,

8 -against-

9 THE CITY OF NEW YORK, DEPUTY CHIEF  
MICHAEL MARINO, Tax Id. 873220,  
10 Individually and in his Official  
Capacity, ASSISTANT CHIEF Patrol  
11 Borough Brooklyn NORTH GERALD NELSON,  
Tax Id. 912370, Individually and in his  
12 official Capacity, DEPUTY INSPECTOR  
STEVEN MAURIELLO, Tax Id. 895117,  
13 individually and in his Official  
Capacity, CAPTAIN THEODORE LAUTERBORN,  
14 Tax Id. 897840, Individually and in his  
Official Capacity, LIEUTENANT WILLIAM  
15 GOUGH, Tax Id. 919124, Individually and  
in his Official Capacity, SGT.  
16 FREDERICK SAWYER, Shield No. 2576,  
Individually and in his Official  
17 Capacity, SERGEANT KURT DUNCAN, Shield  
No. 2483, Individually and in his  
18 Official Capacity, LIEUTENANT  
CHRISTOPHER BROSCART, Tax Id. 915354,  
19 Individually and in his Official  
Capacity, LIEUTENANT TIMOTHY CAUGHEY,  
20 Tax Id. 885374, Individually and in his  
Official Capacity, SERGEANT SHANTEL  
21 JAMES, Shield No. 3004, Individually  
and in her Official Capacity,  
22 LIEUTENANT THOMAS HANLEY, Tax Id.  
879761, Individually and in his  
23 Official Capacity, CAPTAIN TIMOTHY  
TRAINER, Tax Id. 899922, Individually  
24 and in his Official Capacity,  
25 (Caption continued on following page.)



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2 APPEARANCES:

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19 BY: MEREDITH B. BORG, ESQ.  
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21 (Continued on following page.)  
22  
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25

1 M. Marino

2 on-site as being those individuals --

3 A. Yes.

4 Q. What is the function of the  
5 Brooklyn North Investigations Unit?

6 A. They worked directly for the  
7 commanding officer of the borough.  
8 They handled any internal investigation  
9 that the commanding officer deems fit.  
10 As well as being assigned the cases  
11 from IAB that IAB deems can be handled  
12 by them rather than IAB.

13 Q. And who was the commanding  
14 officer of the borough at that time?

15 A. Assistant Chief Gerald  
16 Nelson.

17 Q. So when you saw Gough,  
18 Hawkins and Duncan there, you  
19 understood that they were there at the  
20 direction of either IAB or Nelson?

21 MS. PUBLICKER METTHAM:

22 Objection.

23 You can answer.

24 A. No.

25 Q. What's your understanding of

1 M. Marino

2 is and you didn't see him anywhere near  
3 Schoolcraft's residence that night,  
4 right?

5 A. He was not there.

6 Q. And we were talking about  
7 when you ordered them to take him.

8 I think that was your  
9 language, right?

10 A. My vernacular, yes.

11 Q. Your vernacular?

12 A. Yes.

13 Q. And at that point you believe  
14 that you had the authority to give that  
15 order because you thought that Officer  
16 Schoolcraft was an emotionally  
17 disturbed person; is that correct?

18 MS. PUBLICKER METTHAM:

19 Objection.

20 Asked and answered.

21 You can answer again.

22 A. Yes.

23 Q. All right.

24 At the moment that you gave  
25 that order, can you identify for me in

1 M. Marino  
2 what way you believe that Office  
3 Schoolcraft was acting as an EDP?

4 MS. PUBLICKER METTHAM:  
5 Objection.

6 Asked and answered  
7 repeatedly.

8 One more time you, answer.

9 A. Based upon the diagnosis by  
10 trained medical professionals coupled  
11 with his actions, I believe that there  
12 was something wrong with him, at least  
13 temporary.

14 Q. What was the diagnosis that  
15 you are referring to?

16 A. The paramedic lieutenant,  
17 female paramedic lieutenant told me  
18 that he had to go to the hospital. It  
19 was dangerous if he didn't, and that if  
20 he refused to go he was making improper  
21 decisions and she would treat him as an  
22 emotionally disturbed person.

23 Q. Okay.

24 And the other thing that you  
25 indicated was the basis for your